

February 9, 2022

VIA ECF

The Honorable Jesse M. Furman
 United States District Court
 Southern District of New York
 Thurgood Marshall Courthouse
 40 Foley Square
 New York, New York 10007

Re: *Sjunde AP-Fonden, et al. v. Gen. Elec. Co., et al.*, Case No. 17-cv-8457 (JMF)

Dear Judge Furman:

Pursuant to Rules 1(F) and 3(A) of Your Honor's Individual Rules and Practices in Civil Cases, counsel for Plaintiffs and Defendants write jointly to request: (i) a 21-day extension of the expert discovery deadline as set forth in the Court's Order dated October 12, 2021 (ECF No. 269); and (ii) amendments to the summary judgment briefing schedule set forth in the Civil Case Management Plan and Scheduling Order dated February 26, 2021 ("Scheduling Order") (ECF No. 211).

First, to accommodate witness schedules, the parties have agreed to conduct two fact witness depositions after the February 1, 2022 cutoff. The first of those depositions took place on Friday, February 4, and the second will occur just over three weeks after the original cutoff, on February 24, 2022. As a result, the parties respectfully request that the Court extend the deadline for the completion of expert discovery, which is currently scheduled for May 24, 2022, by three weeks, to June 14, 2022. This extension will allow the parties' experts to consider the full factual record before exchanging expert reports.

Second, under the Scheduling Order, motions for summary judgment must be filed within 30 days of the close of expert discovery, with opposition briefs filed two weeks later, and reply briefs filed one week after service of opposition briefs. The parties have conferred and agree that, given the voluminous factual record at issue in this case and the complexity of the legal and factual issues that will be addressed at summary judgment, additional time is warranted. As a result, the parties respectfully request that summary judgment motions be filed 60 days after the close of expert discovery, that opposition briefs be filed 60 days later, and that reply briefs be filed 30 days after service of opposition briefs.

Accordingly, the parties respectfully submit that good cause exists to amend the case schedule and enter the proposed deadlines set forth in the chart below.

Event	Current Deadline	New [Proposed] Deadline
Completion of Expert Discovery	May 24, 2022	June 14, 2022
Summary Judgment Motions	June 23, 2022	August 12, 2022

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Oppositions to Summary Judgment Motions	July 7, 2022	October 11, 2022
Replies in Further Support of Summary Judgment Motions	July 14, 2022	November 10, 2022

To date, the parties have requested two extensions to deadlines set forth in the Scheduling Order: 1) ECF No. 232, requesting an extension to the loss causation expert discovery and class certification deadlines; and 2) ECF No. 268, requesting an extension to the fact and expert discovery deadlines, as well as an extension to the pretrial conference date. The Court granted both requests. ECF No. 233; ECF No. 269.

The parties' next appearance before the Court is scheduled for June 2, 2022 at 3:30 p.m. ECF No. 302.

Respectfully submitted,

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¹ Plaintiffs use electronic signatures with consent in accordance with Rule 8.5(b) of the Court's ECF Rules and Instructions.